



UNITED STATES GENERAL ACCOUNTING OFFICE
WASHINGTON, D.C. 20548

Graham

OFFICE OF GENERAL COUNSEL

B-222916

June 2, 1986

Mr. Robert J. Marren
Vice President (TX-NM)
National Border Patrol
Council
1615 O'possum Circle
El Paso, Texas 79927

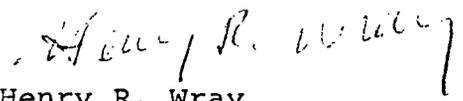
Dear Mr. Marren:

Your letter dated December 27, 1985, (your reference COMPGEN/A01) asked whether Federal employees are entitled to hearings under the Debt Collection Act of 1982 in various circumstances. The United States Immigration and Naturalization Service has advised us that your request was prompted by an accident involving you personally, and that the primary issue you raise is the subject of active litigation before the United States District Court for the Western District of Texas, El Paso Division: United States v. Robert J. Marren, No. EP-85-CA-413 (W.D. Tex. filed Nov. 26, 1985).

It is our longstanding rule that we will not consider matters which are in the courts during pendency of litigation, because the eventual outcome of the litigation may resolve the matter. See William C. Ragland, 62 Comp. Gen. 399, 400 (1983); 58 Comp. Gen. 282, 286 (1979); and Morris Mechanical Enterprises, Inc., B-200552, March 16, 1982.

Consequently, we will not provide you with a substantive response to your request.

Sincerely yours,


Henry R. Wray
Associate General Counsel

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